

Amy M. Samberg
Nevada Bar No. 10212
Justin S. Hepworth
Nevada Bar No. 10080
SNELL & WILMER L.L.P.
3883 Howard Hughes Parkway, Suite 1100
Las Vegas, NV 89169
Telephone: (702) 784-5200
Facsimile: (702) 784-5252
Email: asamberg@swlaw.com
Email: jhepworth@swlaw.com

Attorneys for Plaintiff
LEXINGTON INSURANCE COMPANY

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

LEXINGTON INSURANCE COMPANY, a
foreign insurance company,

Plaintiff,

vs.

HEALTH PLAN OF NEVADA, INC., a
Nevada corporation; SIERRA HEALTH
SERVICES, INC., a Nevada corporation;
SIERRA HEALTH AND LIFE INSURANCE
COMPANY, INC., a foreign corporation;
SIERRA HEALTH-CARE OPTIONS, INC., a
Nevada corporation; PRIME HEALTH, INC., a
Nevada corporation,

Defendants.

AND RELATED COUNTERCLAIM.

CASE NO. 2:13-cv-01176-RFB-PAL

JOINT STATUS REPORT

WHEREAS this Court previously entered a Minute Order [Dkt. No. 70] extending the temporary stay in this matter and requiring the parties to submit a report detailing the status of their settlement discussions no later than January 9, 2015.

WHEREAS the parties have entered into a Confidential Settlement Agreement and Release that will resolve this litigation.

WHEREAS the parties previously submitted a proposed Stipulation and Order to Release Deposited Funds [Dkt. No. 71] for consideration by the Court. Upon entry of an order releasing

1 to Defendant Health Plan of Nevada, Inc. the \$2 million limit of insurance under Lexington
2 Physicians and Surgeons Professional Liability Policy No. 7157607 which was deposited with the
3 Clerk of the Court on July 23, 2013 (*see* Certificate of Cash Deposit [Dkt. No. 7]), plus any
4 interest which has accrued thereon and less any administrative fees, the parties will file a
5 stipulation and order to dismiss this case with prejudice.

6 DATED this 8th day of January, 2015.

DATED this 8th day of January, 2015.

7 SNELL & WILMER L.L.P.

COVINGTON & BURLING LLP

9 By: /s/ Justin S. Hepworth

10 Amy M. Samberg, NV Bar No. 10212
11 Justin S. Hepworth, NV Bar No. 10080
12 3883 Howard Hughes Pkwy., Ste. 1100
13 Las Vegas, NV 89169

14 Attorneys for Plaintiff
15 Lexington Insurance Company

By: /s/ M. Alexia dePottiere-Smith, Esq.

David B. Goodwin, Esq.
M. Alexia dePottiere-Smith, Esq.
One Front Street, 35th Floor
San Francisco, CA 94111

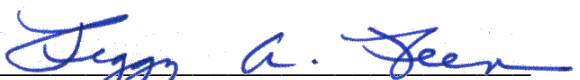
Daniel Polsenberg, NV Bar No. 2376
Joel D. Henriod, NV Bar No. 8492
LEWIS ROCA ROTHGERBER LLP
3993 Howard Hughes Pkwy., Suite 600
Las Vegas, NV 89169

Attorneys for Defendants Health Plan
of Nevada, Inc., SierraHealth Services,
Inc., SierraHealth and Life Insurance
Company, Inc., SierraHealth-Care
Options, Inc., and Prime Health, Inc.

16 The stipulation to release funds having been approved and entered,

17 IT IS ORDERED that the parties shall have until **January 30, 2015**, to file the
18 stipulation and proposed order of dismissal

19 DATED this 12th day of January, 2015.

26 

27 Peggy A. Leen
28 United States Magistrate Judge